

2FW



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: SOUPPE et al.

Attorney Docket No. 46015/MOGUSCNT1

Serial. No.: 10/765,716

Filed: January 7, 2004

For: PROCESS FOR THE PRODUCTION
OF ALCOHOLIC BEVERAGES
USING MALTSEED

INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In accordance with 37 CFR §1.56, Applicants wish to call the Examiner's attention to the references cited on the attached Forms PTO-1449. Pursuant to 37 C.F.R. §1.98(d), copies of all references cited on the attached Forms PTO-1449 are not provided because they were previously cited by or submitted to the Patent Office in parent application no. 09/970,616.

The Examiner is requested to consider the foregoing information in relation to this application and to indicate that each reference was considered by returning a copy of the initialed PTO-1449 forms.

In accordance with 37 CFR §1.97(b)(3), no fee is believed to be required for consideration of this statement because it is being submitted before the mailing date of a first Office Action on the merits. If a fee is deemed to be required, the Commissioner is hereby authorized to charge such fee to Deposit Account No. 50-1744 in the name of Syngenta Biotechnology, Inc.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Mary Kakefuda".

Mary Kakefuda
Attorney for Applicants
Registration No. 39,245

Syngenta Biotechnology, Inc.
3054 Cornwallis Road
Research Triangle Park, NC 27709-2257
Telephone: 919-765-5071

Date: 6/22/09



Attorney Docket No.: 46015/MOGUSCNT1
Serial No.: 10/765,716

FILING BY "FIRST CLASS MAIL" UNDER 37 C.F.R. § 1.8

I hereby certify that the following correspondence is being deposited with the United States Postal Service as "First Class Mail" with proper postage in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313, on June 22, 2005.

- 1) Information Disclosure Statement
- 2) FORM PTO-1449 – Information Disclosure Citation (2 Sheets Total)
- 3) Return Postcard

Melissa Hardy

Name

Melissa Hardy

Signature

FORM PTO-1449
(REV. 7-85)U.S. DEPARTMENT OF COMMERCE
PATENT AND TRADEMARK OFFICEATTY. DOCKET NO.
46015/MOGUSCNT1
APPLICATION NO.
10/765,715
APPLICANT
SOUPPE et al.
FILING DATE:
January 7, 2004Confirmation No.
2542
Group Art Unit:
1632**INFORMATION DISCLOSURE CITATION**

(Use several sheets if necessary)

**U.S. PATENT DOCUMENTS**

EXAMINER INITIAL		DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE
	AA	3,716,365	2/13/1973	Walmsley et al.	99	51	7/7/1970
	AB	5,487,989	1/30/1996	Fowker et al.	435	165	9/17/1992
	AC	5,866,526	2/2/1999	Olsen et al.	510	392	5/2/1996
	AD	6,265,000	7/24/2001	Shimamura et al.	426	16	10/20/1994

FOREIGN PATENT DOCUMENTS

		DOCUMENT NUMBER	DATE	OFFICE	CLASS	SUBCLASS	TRANSLATION YES NO	
	AE	275 704 A1	1/31/1990	DD	C12N	15/00	<input type="checkbox"/>	<input checked="" type="checkbox"/>
	AF	2 227 976	1/3/1974	DE	C12B	1/00	<input type="checkbox"/>	<input checked="" type="checkbox"/>
	AG	DE 3207676 A1	10/28/1982	DE	C12P	7/06	<input type="checkbox"/>	<input checked="" type="checkbox"/>
	AH	EP 0 227 159 A2	7/1/1987	EPO	C12C	9/00	<input type="checkbox"/>	<input type="checkbox"/>
	AI	EP 0 449 376 A2	10/2/1991	EPO	C12N	9/28	<input type="checkbox"/>	<input type="checkbox"/>
	AJ	EP 0 479 359 A1	4/8/1992	EPO	C12N	15/56	<input type="checkbox"/>	<input type="checkbox"/>
	AK	1 442 402	7/14/1976	GB	C12C	7/04	<input type="checkbox"/>	<input type="checkbox"/>
	AL	WO 90/09436	8/23/1990	WIPO	C12N	9/42	<input type="checkbox"/>	<input type="checkbox"/>
	AM	WO 96/06935	3/7/1996	WIPO	C12N	15/55	<input type="checkbox"/>	<input type="checkbox"/>
	AN	WO 96/29416	9/26/1996	WIPO	C12N	15/56	<input type="checkbox"/>	<input type="checkbox"/>
	AO	WO 97/42301	11/13/1997	WIPO	C12C	7/04	<input type="checkbox"/>	<input type="checkbox"/>

OTHER DOCUMENTS (Including Author, Title, Date, Pertinent pages, Etc.)

	AP	HERBERS et al., A Thermostable Xylanase from <i>Clostridium Thermocellum</i> Expressed at High Levels in the Apoplast of Transgenic Tobacco Has No Detrimental Effects and is Easily Purified. <i>Bio/Technology</i> , January 1995, pp. 63-66.
	AQ	JENSEN et al., Transgenic Barley Expressing a Protein-Engineered, Thermostable (1,3-1,4)- β -Glucanase During Germination. <i>Proc. Natl. Acad. Sci.</i> , April 1996, Vol. 93, pp. 3487-3491,
	AR	MCELROY et al., What's Brewing in Barley Biotechnology? <i>Bio/Technology</i> , March 1995, Vol. 13, pp. 245-249.

EXAMINER	DATE CONSIDERED
-----------------	------------------------

*EXAMINER: Initial of reference considered, whether or not citation is in conformance with MPEP 609: Draw a line through citation if not in conformance and not considered. Include a copy of this form with the next communication to applicant.

FORM PTO-1449
(REV. 7-85)U.S. DEPARTMENT OF COMMERCE
PATENT AND TRADEMARK OFFICE**INFORMATION DISCLOSURE CITATION**

(Use several sheets if necessary)

ATTY. DOCKET NO.
46015/MOGUSCNT1
APPLICATION NO.
10/765,715
APPLICANT
SOUPPE et al.
FILING DATE:
January 7, 2004Confirmation No.
2542
Group Art Unit:
1632

AS	PEN et al., Production of Active <i>Bacillus Licheniformis</i> Alpha-Amylase in Tobacco and Its Application in Starch Liquefaction. <i>Bio/Technology</i> , March 1992, Vol. 10, pp. 292-296.
AT	VICKERS et al., Assessment of <i>Bacillus Licheniformis</i> α -Amylase as a Candidate Enzyme for Genetic Engineering of Malting Barley, <i>J. Inst. Brew.</i> , March–April 1996, Vol. 102, pp. 75-78.
AU	VICKERS et al., Thermostable Alpha-Amylase Cloned for Genetic Transformation of Barley, <i>Aust. Soc. Biochem. Mol. Biol.</i> , 1994, Vol. 26, COL-5-4.

EXAMINER	DATE CONSIDERED
-----------------	------------------------

*EXAMINER: Initial of reference considered, whether or not citation is in conformance with MPEP 609: Draw a line through citation if not in conformance and not considered. Include a copy of this form with the next communication to applicant.